



DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

METHOD AND APPARATUS FOR SEALING AND CUTTING OF FOIL TUBES

filed **5 September 2003**, U.S. Patent Application Serial No. **10/656,448**, further identified by Attorney Docket No. **0291MH-42317**.

This application claims the benefit of German Patent Application Serial No. 102 41 592.7, filed 5 SEPTEMBER 2002.

This application claims the benefit of U.S. Provisional Patent Application Serial No. 60/480,700, filed 23 JUNE 2003, entitled "PROCEDURE AND DEVICE FOR SEALING AND CUTTING OF FOIL TUBES." This provisional application is incorporated herein as if fully set forth.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to my person to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint **Melvin A. Hunn, Reg. No. 32,574** and **Kenneth C. Hill, Reg. No. 29,650** to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

PATENT APPLICATION ASSIGNMENT

WHEREAS, WE, **Ulrich Buttel**, having a correspondence address of Schramper Weg 18, Oldenburg, Germany 26129, **Gerritt A.B.**, having a correspondence address of Zollstraße 79, Twist, Germany 49767 and **Frank Berrenbaum**, having a correspondence address of 42699 Solingen, Germany have invented new and useful improvements in a

METHOD AND APPARATUS FOR SEALING AND CUTTING OF FOIL TUBES

for which application is being made for Letters Patent, said application further identified as U.S. Patent Application Serial No. **10,656,448**, filed **5 September 2003**, further identified as Attorney Docket No. **0291MH-42317**, which claims the benefit of German Patent Application Serial No. 102 41 592.7, filed 5 SEPTEMBER 2002 and U.S. Provisional Patent Application Serial No. 60/480,700, filed 23 JUNE 2003, entitled "PROCEDURE AND DEVICE FOR SEALING AND CUTTING OF FOIL TUBES."

WHEREAS, **D.R. JOSEPH, INC.**, a corporation of the State of Texas, having a correspondence address at 2125 S. Great S.W. Parkway, Suite 101, Grand Prairie, Texas 75051, is desirous of acquiring our entire right, title and interest in said application and any Letters Patent which may issue thereon:

NOW THEREFORE, be it known by all whom it may concern that for and in consideration of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and other good and valuable consideration, I hereby assign to said corporation for the territory of the United States of America and the entire world our entire right, title and interest in and to said invention, patent application and patent, including all priority rights for patent applications foreign to the United States of America.

I HEREBY covenant and agree that I will at any time, upon the request and at the expense of said corporation, execute and deliver any and all papers and do all lawful acts that may be necessary or desirable to perfect the title to said invention, applications and patents, and I authorize the Commissioner of Patents and Trademarks to issue Letters Patent to said corporation.

IN TESTIMONY WHEREOF, I execute this assignment on the date set forth below my name.

Date: 15. 12. 2003


Ulrich Buttel

Date: 12. 12. 2003


Gerritt A.B.

Date: 12. 12. 2003


Frank B. Berrenbaum